



"The City With a Heart"

Larry Franzella, Mayor
Ken Ibarra, Vice Mayor
Rico E. Medina, Councilmember
Irene O'Connell, Councilmember
Jim Ruane, Councilmember

MINUTES

CITY COUNCIL REGULAR MEETING

February 27, 2007

7:00 p.m.

1. CALL TO ORDER: THIS IS TO CERTIFY THAT The San Bruno City Council met in regular session on February 27, 2007 at the San Bruno Senior Center, 1555 Crystal Springs Road. The meeting was called to order at 7:05 p.m.

Mayor Franzella thanked the **San Bruno Garden Club** for providing the beautiful floral arrangement.

2. ROLL CALL/PLEDGE OF ALLEGIANCE: Presiding was Mayor Franzella with Vice Mayor Ibarra and Councilmembers Ruane, Medina and O'Connell in attendance. Recording by Clerk Bonner. The Pledge of Allegiance was led by Interim Community Director Aaron Akin.

3. ANNOUNCEMENTS: None.

Mayor Franzella announced the San Bruno Redevelopment Agency Meeting will follow Tonight's City Council Meeting.

4. PRESENTATIONS:

Mayor Franzella presented a Proclamation Recognizing and Expressing Appreciation to San Bruno Resident Regina Gonnella for her Initiative and Effort to Improve and Beautify the City. Regina Gonnella accepted the proclamation and thanked the neighbors and the Council.

5. REVIEW OF AGENDA: **Mayor Franzella** introduced the City Attorney who asked to add an item to the agenda. **Mayor Franzella** asked this item be added as 9.c. M/S Ibarra/Ruane to add the item to the agenda and passed with all ayes. **Mayor Franzella** moved Item 11. to follow Item 8.

6. APPROVAL OF MINUTES: Mayor Franzella asked the minutes be brought back to the Council with questions and responses identified.

7. CONSENT CALENDAR: All items listed are considered routine or implement an earlier Council action and may be enacted by one motion; there will be no separate discussion unless requested by a Councilmember, citizen or staff.

- a. **Approve:** Payroll of February 9, 2007.
- b. **Approve:** Accounts Payable of February 5 and 12, 2007.
- c. **Accept:** Reconciliation of General Ledger to Bank Reports and the Investment Reports Dated January 31, 2007, as Submitted by City Treasurer John Marty.
- d. **Accept:** Resignation from Citizens Crime Prevention Committee, Alissa Lee, Declare a Boardmember Position Vacant and Direct the City Clerk to Initiate the Process for Appointment of a New Member.

- e. **Waive:** Second Reading and Adopt Ordinance Temporarily Suspending Liability of Airport Parking Facilities for a Portion of the Airport Parking Facilities Tax Provided for by San Bruno Municipal Code 3.16.180.
- f. **Waive:** Second Reading and Adopt Ordinance Amending and Adding Sections of Title 12, "Land Use," of the San Bruno Municipal Code Regarding Completeness Requirements for Development Project Applications.

M/S O'Connell/Ruane to approve and passed with all ayes.

8. PUBLIC HEARINGS: None.

11. REPORT OF COMMISSIONS, BOARDS & COMMITTEES: (Moved to follow Item 8.)

Robert Riechel, 2006 Chair of the Citizens Crime Prevention Committee gave a short report of the Committee's 2006 accomplishments and announced a vacancy on their commission. He then introduced Committee Member **Jim Prescott** who gave an overview of the Committee's 2006 accomplishments and their goals for the year 2007.

9. CONDUCT OF BUSINESS:

- a. Adopt Resolution Accepting the Independent Auditor Reports, the City's Comprehensive Annual Financial Report (CAFR), Single Audit Report, and Measure A Funds Audit for the Fiscal Year Ended June 30, 2005.

City Manager Jackson referred Council to the comments made in the Study Session and asked Council to accept the reports as presented. **Finance Director O'Leary** asked Council if they had questions regarding acceptance of the June 30, 2005 auditor reports. **Councilmember Ruane** introduced the resolution for adoption and passed with a unanimous vote.

- b. Adopt Resolution Authorizing the City Manager to Execute a Contract Amendment with WRIME Inc. for Additional Work to Complete the Seawater Intrusion Monitoring Wells Project, for a Reimbursable, Not to Exceed Amount of \$20,000.

Interim Public Works Director Chambers gave an overview of the staff report and asked for Council's approval. **Councilmember Ruane** introduced the resolution for adoption and passed with a unanimous vote.

- c. Request to Disclose to FPPC Attorney-Client Privilege Document Relating to Conflict of Interest.

City Attorney Thompson asked for Council's authority to release an attorney-client document to the FPPC relating to a question of conflict of interest concerning the grade separation; specifically in regard to Mayor Franzella's participation in those discussions. In November of 2003 the City Attorney had a discussion with the Mayor as to whether he had a conflict of interest and those conclusions were disclosed in a public forum. It was concluded he did not. Mayor Franzella has asked this document be released to the FPPC and Attorney Thompson asked for Council's approval.

M/S Ruane/O’Connell to approve the request and passed with all ayes.

10. PUBLIC COMMENT ON ITEMS NOT ON AGENDA: None.

11. REPORT OF COMMISSIONS, BOARDS, & COMMITTEES: (Moved to follow Item 8.)

Receive Annual Oral Report from Citizens Crime Prevention Committee.

12. COMMENTS FROM COUNCIL MEMBERS:

Councilmember O’Connell announced the tenth annual Operation Clean Sweep would be held on Saturday, May 5. She also said the Beautification Task Force is starting a new program called Places, Spaces and Faces of San Bruno. She said any photographs could be emailed to her or dropped off at the City Clerk’s office.

Mayor Franzella recessed the meeting to the Redevelopment Agency at 7:30 p.m.

Mayor Franzella called the Council back into session at 7:32 p.m.

13. CLOSED SESSION:

Mayor Franzella said there would be no reportable action from the closed session.

- a. Closed Session to Provide Direction to City Attorney Regarding Claim Alleging Property Damage as a Result of Subsidence on City Property at or Near 1430, 1440, and 1450 Claremont Avenue. (SB-894) (Gov't Code Section 54956.9(C)).
- b. Closed Session to Provide Direction to City Attorney Regarding Claim Alleging Property Damage as a Result of a Broken Storm Pipe at or near 200 London Court. (SB-867) (Gov't Code Section 54956.9(C)).
- c. Provide direction to legal counsel regarding anticipated litigation. (Gov't Code Section 54956.9(b)(1)).

14. ADJOURNMENT:

The Council meeting concluded at 7:35. The Next Regular City Council Meeting will be held on March 13, 2007, at 7:00 pm, at the Senior Center, 1555 Crystal Springs Road.

Respectfully submitted for approval
at the regular City Council Meeting of
March 13, 2007.

Carol Bonner, City Clerk

Larry Franzella, Mayor